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7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,	)	
	)	No. CR 08-00521 SBA
12 Plaintiff,	)	
	)	STIPULATION AND
13 v.	)	ORDER VACATING MOTIONS
	)	HEARING DATE AND CONTINUING
14	)	FOR CHANGE OF PLEA AND
15 FERNANDO GUZMAN, et. al.,	)	SENTENCE
	)	
16 Defendant.	)	

17 IT IS HEREBY STIPULATED, by and between the parties to this action, that the motions  
18 hearing date for defendant Fernando Guzman's renewed motion for disclosure of informant and  
19 Brady information ("Renewed Motion") currently scheduled for January 26, 2010 at 11:00 a.m. is  
20 hereby vacated and the Renewed Motion is withdrawn. It is further stipulated that the matter be  
21 continued to Tuesday, March 30, 2010 at 10:00 a.m. for change of plea and sentencing. The  
22 government has tendered to the Court a copy of the revised plea agreement to be entered into under  
23 Rule 11(c)(1)(C). In addition, the plea agreement has been provided to the probation officer so that  
24 he can revise the pre-plea report previously prepared in this case. Should the Court continue the  
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26

1 matter until March 30, 2010, at 10:00 a.m. it will allow the probation officer to revise the pre-plea  
2 report and provide it to the Court in advance of sentencing.

3 It is further stipulated that the Court exclude time between January 21, 2010 and March 30,  
4 2010 under the Speedy Trial Act while the Court considers the proposed plea agreement to be  
5 entered into by the parties in accordance with 18 U.S.C. §3161(h)(1)(G).  
6

7 DATED: 1/21/10

/s/

JOYCE LEAVITT

Assistant Federal Public Defender

9 DATED: 1/21/10

/s/

CHRISTINA McCALL

Assistant United States Attorney

11  
12 I hereby attest that I have on file all holographed signatures for any signatures indicated by a  
13 conformed signature “/s/” within this e-filed document.

14 **ORDER**

15 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing on the Renewed  
16 Motion currently scheduled for January 26, 2010 at 11:00 a.m. is hereby vacated.

17 IT IS FURTHER ORDERED that the matter is continued to Tuesday, March 30, 2010 at 10:00  
18 a.m. for change of plea and sentencing.

19 IT IS FURTHER ORDERED that the time between today, January 21, 2010 and March 30,  
20 2010 be excluded while the Court considers the proposed plea agreement to be entered into by the  
21 parties in accordance with 18 U.S.C. §3161(h)(1)(G).  
22

23 SO ORDERED.

24 DATED: 1/25/10



25 HONORABLE SAUNDRA BROWN ARMSTRONG  
26 United States District Judge